

AMENDED IN SENATE APRIL 7, 2005

SENATE BILL

No. 897

Introduced by Senator Scott

February 22, 2005

An act to ~~add Section 42127.83 to amend Section 44274.2 of the Education Code, relating to public schools, and declaring the urgency thereof, to take effect immediately.~~ *teacher credentialing.*

LEGISLATIVE COUNSEL'S DIGEST

SB 897, as amended, Scott. ~~County Office FCMAT: school business officials: training~~ *Teacher credentialing: out-of-state teachers.*

Existing law requires the Commission on Teacher Credentialing to issue a professional clear multiple subject, single subject, or education specialist teaching credential to an out-of-state applicant who provides verification of 3 or 4 years of teaching experience to meet a specified requirement for certain preliminary teaching credentials, and who documents that the commission issued to the applicant that preliminary teaching credential and the completion of a program of beginning teacher support and assessment or an alternative program of beginning teacher induction, as specified.

This bill would prohibit precluding that out-of-state applicant from participating in a program of beginning teacher support and assessment or an alternative program of beginning teacher induction solely on the basis of his or her years of teaching experience.

~~Existing law establishes the County Office Fiscal Crisis and Management Assistance Team to provide, among other things, fiscal management assistance at the request of any school district or county office of education.~~

~~This bill would require the County Office Fiscal Crisis and Management Assistance Team to facilitate training in all areas of~~

~~classified management services and to develop a corresponding training curriculum that meets the identified needs of local educational agencies and that focuses the training on improving the competency of local educational agency officials and the management of local educational agency funds and resources, leading to certification of competency in all areas of business management and financial services.~~

~~The bill would require the County Office Fiscal Crisis and Management Assistance Team to provide to the Superintendent of Public Instruction, the State Board of Education, the chairs of the education policy and the fiscal committees of the Legislature, the Joint Legislative Budget Committee, and the Joint Legislative Audit Committee an annual report on the training services.~~

~~The bill would make implementation of these provisions contingent on funding being appropriated for that purpose in the annual Budget Act.~~

~~The bill would declare that it is to take effect immediately as an urgency statute.~~

Vote: $\frac{2}{3}$ -majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. The Legislature finds and declares all of the~~
2 ~~following:~~

3 *SECTION 1. Section 44274.2 of the Education Code is*
4 *amended to read:*

5 44274.2. (a) Notwithstanding any provision of this chapter,
6 the commission shall issue a five-year preliminary multiple
7 subject teaching credential authorizing instruction in a
8 self-contained classroom, a five-year preliminary single subject
9 teaching credential authorizing instruction in departmentalized
10 classes, or a five-year preliminary education specialist credential
11 authorizing instruction of special education pupils to any
12 experienced out-of-state prepared teacher who meets all of the
13 following requirements:

14 (1) Possesses a baccalaureate degree from a regionally
15 accredited institution of higher education.

16 (2) ~~Completed~~ *Completes* a teacher preparation program at a
17 regionally accredited institution of higher education.

1 (3) In the case of an applicant for a five-year preliminary
2 single subject teaching credential, ~~completed~~ *completes* an
3 academic major in the subject area of the credential sought as
4 determined by the commission.

5 (4) ~~Earned~~ *Earns* a valid corresponding elementary,
6 secondary, or special education teaching credential based upon
7 the out-of-state teacher preparation program.

8 (5) ~~Verified~~ *Verifies* a minimum of three years of full-time
9 teaching experience completed in another state in the subject of
10 the credential sought.

11 (6) ~~Submitted~~ *Submits* evidence of rigorous performance
12 evaluations on which the applicant received ratings of
13 satisfactory or better.

14 (b) A teacher shall pass the state basic skills proficiency test
15 administered by the commission pursuant to Section 44252
16 within one year of the issuance date of the credential in order to
17 be eligible to continue teaching pursuant to this section.

18 (c) The commission shall issue a professional clear multiple
19 subject, single subject, or education specialist teaching credential
20 to any applicant who provides verification of five or more years
21 of teaching experience to meet the requirement of subdivision
22 (a), and who documents, in a manner prescribed by the
23 commission, that he or she fulfills each of the following
24 requirements:

25 (1) ~~The commission has~~ *Is issued to the applicant* a
26 preliminary five-year teaching credential pursuant to subdivision
27 (a).

28 (2) ~~The applicant has completed~~ *Completes* 150 clock hours of
29 activities that contribute to his or her competence, performance,
30 and effectiveness in the education profession, and that assist the
31 applicant in meeting or exceeding standards for professional
32 preparation established by the commission.

33 (d) *(1)* The commission shall issue a professional clear
34 multiple subject, single subject, or education specialist teaching
35 credential to any applicant who provides verification of three or
36 four years of teaching experience to meet the requirement of
37 subdivision (a), and who documents in a manner prescribed by
38 the commission, that he or she fulfills each of the following
39 requirements:

40 ~~(1) The commission has~~

1 (A) Is issued to the applicant a preliminary five-year teaching
2 credential pursuant to subdivision (a).

3 ~~(2) The applicant has completed~~

4 (B) Completes either of the following:

5 ~~(A)–~~

6 (i) A program of beginning teacher support and assessment
7 established pursuant to Article 4.5 (commencing with Section
8 44279.1) of Chapter 2 of Part 24.

9 ~~(B)–~~

10 (ii) An alternative program of beginning teacher induction that
11 the commission determines, in conjunction with the
12 Superintendent of Public Instruction, meets state standards for
13 teacher induction.

14 (2) A teacher who meets the requirements of subdivision (a)
15 and is required to participate in a program of beginning teacher
16 support and assessment pursuant to clause (i) of subparagraph
17 (B) of paragraph (1) or an alternative program of beginning
18 teacher induction approved by the commission and the
19 Superintendent pursuant to clause (ii) of subparagraph (B) of
20 paragraph (1) may not be precluded from participation in either
21 of those programs solely on the basis of his or her years of
22 teaching experience.

23 ~~(a) California public education is a huge industry—about the~~
24 ~~third largest in the state. In the 2004–05 fiscal year it is estimated~~
25 ~~that California will spend approximately 53 billion dollars of~~
26 ~~taxpayer funds on direct education services.~~

27 ~~(b) In order to improve fiscal accountability and to expand the~~
28 ~~fiscal competency of local educational agencies, the state is~~
29 ~~committed to expanding fiscal and administration training. The~~
30 ~~development of a quality training service, in accord with~~
31 ~~well-designed certification standards for business positions, will~~
32 ~~fill a need that can help to protect the state and its taxpayers in~~
33 ~~the management of the education resources.~~

34 ~~(c) The management of school entities requires persons having~~
35 ~~capability in school district budgeting, accounting, data~~
36 ~~processing, telecommunications, risk management, food services,~~
37 ~~pupil transportation, purchasing and warehousing, facilities~~
38 ~~maintenance and operation, and personnel administration,~~
39 ~~organization, and staffing.~~

1 ~~(d) In order to provide the strongest resources for the direct~~
2 ~~instruction of pupils, California must have well-trained managers~~
3 ~~directing school district support functions. The effective~~
4 ~~management of education's fiscal resources will also help to~~
5 ~~avoid the obligation of the state to provide emergency funding~~
6 ~~for school agencies.~~

7 ~~(e) Staff development for fiscal accountability and~~
8 ~~competency purposes is not achieved by a one-time effort. These~~
9 ~~efforts must be continued on an ongoing basis in order to achieve~~
10 ~~fiscal services of the highest quality and to provide effective~~
11 ~~supportive services for the operation of the school district.~~

12 ~~(f) The state has created the County Office Fiscal Crisis and~~
13 ~~Management Assistance Team (FCMAT) to provide assistance to~~
14 ~~school districts that have weaknesses in the management of fiscal~~
15 ~~resources. FCMAT has also been given the responsibility to~~
16 ~~facilitate training of fiscal officers, but the training budget for all~~
17 ~~services has been limited to an annual appropriation of seven~~
18 ~~hundred thousand dollars (\$700,000) for the entire state's needs.~~

19 ~~SEC. 2. Section 42127.83 is added to the Education Code,~~
20 ~~immediately following Section 42127.8, to read:~~

21 ~~42127.83. (a) The County Office Fiscal Crisis and~~
22 ~~Management Assistance Team shall do all of the following:~~

23 ~~(1) Facilitate training in all areas of classified management~~
24 ~~services and develop a corresponding training curriculum that~~
25 ~~meets the identified needs of local educational agencies and~~
26 ~~focuses the training on improving the competency of school~~
27 ~~district officials and the management of school district funds and~~
28 ~~resources.~~

29 ~~(2) Provide training that leads to certification of competency~~
30 ~~in all areas of business management services.~~

31 ~~(3) In developing the curriculum pursuant to paragraph (1), the~~
32 ~~team shall consult with all of the following:~~

33 ~~(A) The Superintendent.~~

34 ~~(B) The Department of Finance.~~

35 ~~(C) The Secretary for Education.~~

36 ~~(D) The California Association of School Business Officials.~~

37 ~~(E) School districts.~~

38 ~~(F) County offices of education.~~

39 ~~(G) Business, accounting, and educational management~~
40 ~~associations and organizations.~~

~~(4) Select a statewide association to develop and recommend certification standards in each of the primary disciplines of the business office. The standards shall include coursework that will lead to a high level of competency within the discipline and an internship of direct, hands-on work between a prospective certification candidate and a school district. The team shall recommend proposed standards, as it deems appropriate, to the superintendent for approval by the superintendent.~~

~~(5) Provide to the superintendent, the State Board of Education, the chairs of the education policy and the fiscal committees of the Legislature, the Joint Legislative Budget Committee, and the Joint Legislative Audit Committee an annual report on the training services that have been offered pursuant to this section. The report shall be provided by January 1 of each year following the fiscal year for which the report was generated.~~

~~(b) School districts and county offices of education shall be reimbursed, subject to standards established by the County Office Fiscal Crisis and Management Assistance Team board, for expenses incurred for enrollment of their employees in training that applies towards the certification of business officials. Reimbursement shall only be made for courses that will lead toward certification of the employee in a business area and shall be available for up to four thousand dollars (\$4,000) per employee. Claims for reimbursement pursuant to this subdivision and training attendance and certification shall be subject to review by annual audit.~~

~~SEC. 3. Implementation of Section 42127.83 of the Education Code is contingent on funding being appropriated for that purpose in the annual Budget Act.~~

~~SEC. 4. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:~~

~~The fiscal crisis facing this state and the need for the fiscal competency of local educational agencies in managing education resources necessitate that this act go into effect immediately.~~